

PUBLIC ACTS, 1999

CHAPTER NO. 373

HOUSE BILL NO. 692

By Representatives Sherry Jones, Caldwell, Arriola, Langster, Jackson, Pruitt, Brooks

Substituted for: Senate Bill No. 698

By Senator Herron

AN ACT to amend Tennessee Code Annotated, Section 63-1-137 and Title 63, Chapter 51, relative to health-related boards.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 63-1-137, is amended by deleting the period at the end of subsection (b) and by adding the following language:

, including defraying costs to implement the "Health Care Consumer Right-to-Know Act of 1998", compiled in Tennessee Code Annotated, Title 63, Chapter 51, Part 1.

SECTION 2. Tennessee Code Annotated, Section 63-51-109, is amended by deleting the section in its entirety, and by substituting instead the following language:

The costs assessed against each board of providers shall be paid from the separate account established pursuant to §63-1-137 in the general fund for each board.

SECTION 3. Tennessee Code Annotated, Section 63-51-102(b), is amended by deleting the word "and" after the language "chapter 11 of this title;" and before the words "professional counselor," and by changing the period at the end of the subsection to a semi-colon and adding the following language:

massage therapist, regulated pursuant to Chapter 18 of this title; medical laboratory personnel, regulated pursuant to Chapter 28 of Title 68; alcohol and drug abuse counselors, regulated pursuant to Chapter 24 of Title 68; occupational therapist, and physical therapist regulated pursuant to Chapter 13 of this title; dispensing optician, regulated pursuant to Chapter 14 of this title; electrologist, regulated pursuant to Chapter 26 of this title; and nursing home administrator, regulated pursuant to Chapter 16 of this title.

SECTION 4. Tennessee Code Annotated, Section 63-51-105, is amended by adding the following language as a new, appropriately designated subsection:

() Individual profiles posted pursuant to § 63-51-107 shall not contain the licensee's home address and social security number, unless such home address is provided by the licensee as their official mailing or practice address.

SECTION 5. Tennessee Code Annotated, Section 63-51-105(a)(5), is amended by deleting the second sentence in its entirety and by substituting instead the following:

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Each provider licensing board shall set by rule adopted pursuant to the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5, a threshold amount below which judgments or settlements shall not be reportable; provided, such threshold shall for Title 63, Chapter 6 or 9 licensees be set at seventy-five thousand dollars (\$75,000), for dentists, regulated pursuant to chapter 5 of Title 63, be set at twenty-five thousand dollars (\$25,000), and for all other Title 63 licensees be set at ten thousand dollars (\$10,000).

SECTION 6. The Commissioner of Health is authorized to set threshold amounts below which judgments or settlements shall not be reportable for providers covered under Tennessee Code Annotated, Title 63, Chapter 51, by public necessity rulemaking pursuant to Tennessee Code Annotated, Section 4-5-209.

SECTION 7. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.


SECTION 8. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 28, 1999


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 14th day of June 1999


DON SUNDQUIST, GOVERNOR